

The Court Adjourns till to Morrow Morning Nine of the Clock. Thursday may the 9th 1723. The Court Meet according to Adjournment. Present as Yesterday.

[531]

Jonathan Forward v Gilbert Powlson

In the Records and proceedings of the High Court of Appeals for hearing Appeals and Errors before his Hon^r the Govⁿ and his L^{ts}ships Hon^{ble} Council within this Province according to an Act of Assembly in that Case made and provided amongst other things is thus Contained Viz^t:

MARYLAND SS^t At a Court held before his Hon^r Charles Calvert Esq^r Govⁿ and his Lordships Hon^{ble} Council for hearing Appeals and writts of Error on the Seventh day of May being the first Tuesday of the same month in the Eighth year of the Dominion of the Right Hon^{ble} Charles Absolute Lord and Prop^{ty} of the Provinces of Maryland and Avalon Lord Baron of Baltimore etc: Annoque Domi Seventeen hundred and twenty three. Present: His Hon^r Charles Calvert Esq^r Governour; The Hon^{ble} John Hall Esq^r; Samuel Young Esq^r; Col^{lo} Thomas Addison; Pillemon Lloyd Esq^r; Col^{lo} Richard Tilghman; Col^{lo} Mathew Tilghman Ward; James Bowles Esq^r and Benjamin Tasker Esq^r, of the Hon^{ble} Council.

Heretofore to Witt as it appears in the Records and Entrys of this Court to Witt the 18th day of April Anno Domi Seventeen hundred and twenty One The R^t Hon^{ble} the L^d Prop^{ty} hath directed to his L^{ts}ships Justices of the Prov^{ts} Court his Writ Close which follows in these words.

MARYLAND SS^t Charles absolute L^d and Prop^{ty} of the Provinces of Maryland and Avalon L^d Baron of Baltimore etc, To our Trusty and Well beloved Samuel Young Esq^r our Cheif Justice of our Province of Maryland and his Associates Justices of our Provinciall Court Greeting Because as Well in the record and process and rendring Judgment as in awarding Execution thereon in a Certain [532] Plea of trespass upon the Case which was in our said Court before you and your Associates by our Writt between Gilbert Powlson Marriner and Jonathan Forward late of the City of London Merch^t als dict Jonathan Forward of Annarundell County Merch^t Manifest Errors (as it is said) hath happened to the great damage of the said Jonathan Forward as of his Complaint We have received We being Willing those Errors if any there be shou^d be duely Corrected and full and Speedy Justice in this Part be done to the Partys afs^d Comand you that if Judgm^t be thereupon rendred and Execution awarded that then the Record and Process af^d with all things touching the same under your hands and Seales distinctly and Openly you Send and this Writt so that they may be had before our Govⁿ and Council in our High Court of Appeals to be held at Annapolis the twentyth day of this Instant That the Record and Process af^d being inspected our Said Governour and Council may further do therein for the Correcting those Errors what of right and According to the Custome of this Province